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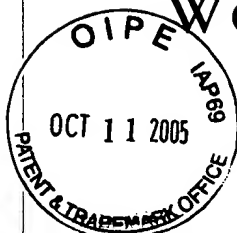
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PATENT APPLICATION
 Docket No. 14531.82.15

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Steven Ericsson Zenith

Serial No.

09/461,565

) Art Unit
) 2179

Filed:

December 14, 1999

For:

MULTIMODE INTERACTIVE TELEVISION CHAT

Examiner:

Truc T. Chuong

Mail Stop APPEAL BRIEF - PATENTS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Transmitted herewith are the following for entry in the above-identified application:

- Appeal Brief and Appendix (each in triplicate)

X Enclosed with this transmittal is a Form PTO-2038 in the amount of \$500.00 for filing brief in support of appeal.

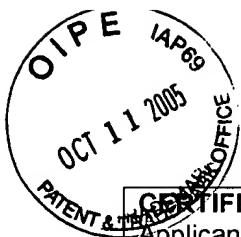
X The Commissioner is hereby authorized to charge payment of any other fees associated with this communication or credit any overpayment to Deposit Account No. 23-3178. Duplicate copies of this sheet are attached.

Dated this 11th day of October, 2005.

Respectfully submitted,

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* Admitted only in California
 § Admitted only in Virginia



CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)			Docket No. 14531.82.15	
Applicant(s): Steven Ericsson Zenith				

Serial No. 09/461,565	Filing Date Dec. 14, 1999	Confirmation No. 3972	Examiner Truc T. Chuong	Group Art Unit 2179
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Invention: MULTIMODE INTERACTIVE TELEVISION CHAT

I hereby certify that the Transmittal letter (2 pages); Appeal Brief (23 pgs) (in triplicate); PTO Form 2038 in the amount of \$500.00; and postcard are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Mail Stop Appeal Brief - Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 11, 2005.

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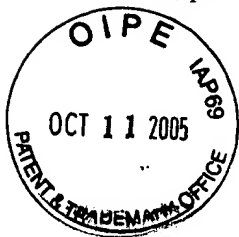
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PATENT APPLICATION
Docket No. 14531.82.15



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND
INTERFERENCES

In re application of:

Steven Ericsson Zenith

Serial No.: 09/461,565

Filed: December 14, 1999

For: MULTIMODE INTERACTIVE TELEVISION CHAT

Examiner: Truc T. Chuong

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) Art Unit
) 2179
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BRIEF OF APPELLANT

Mail Stop Appeal Brief - Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

On August 15, 2005, Appellant timely filed a Notice of Appeal from the action of the Examiner in finally rejecting all of the pending claims in this application. This appeal brief is being filed under the provisions of 37 C.F.R. § 41.37. The filing fee of \$500.00, as set forth in 37 C.F.R. § 41.20(b)(2), is submitted herewith.

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REAL PARTY IN INTEREST

The real party in interest is Microsoft Corporation.

RELATED APPEALS AND INTERFERENCES

There are no related appeals or interferences.

STATUS OF CLAIMS

The application was originally filed with claims 1-26. Claims 27-47 were added by amendment. Claims 4, 7, 11-19, 22-34, 37, 39-41, 43-44, and 47 have been cancelled. Claims 1, 2, 3, 5, 6, 8-10, 20, 21, 35, 36, 38, 42, 45, and 46 are pending and appealed in the present application.

STATUS OF AMENDMENTS

An Amendment "H" dated June 28, 2005 was submitted after final rejection, but entry of the amendment was refused by the Examiner in an Advisory Action mailed July 19, 2005.¹

SUMMARY OF CLAIMED SUBJECT MATTER

The appealed claims are directed to methods and devices for displaying video content and chat communications on a display in varying frame sizes and/or frame positions.

For example, a person that is viewing a television program and a chat room at the same time on a display may wish to change the relative proportion of chat content versus television

¹The claims should be interpreted to have the same scope regardless of whether Amendment "H" is entered. Amendment "H" would have merely made more clear that the phrase "at least one of a different frame size and a different frame position" does not require both a different frame size and a different frame position, but only "at least one" of them.

content that is being displayed. (Specification at 5:10-13). A viewer may initially wish to passively observe a small stream of chat while primarily focusing on the television broadcast. If the viewer wishes to become more active in the chat room, the viewer may wish to increase the relative proportions of the frame displaying the chat stream. (Specification at 5:15-21). Until the present invention, convenient means for changing the proportions of interactive chat versus television content were not available. (Specification at 5:22-24).

There are three independent claims: claims 1, 20, and 46. The invention recited in independent claims 1 and 20 will be summarized with respect to the embodiment shown in Figures 4, 5, and 6, reproduced below:

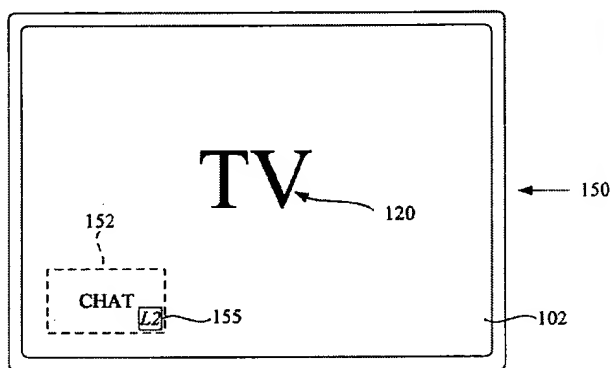


FIG. 4

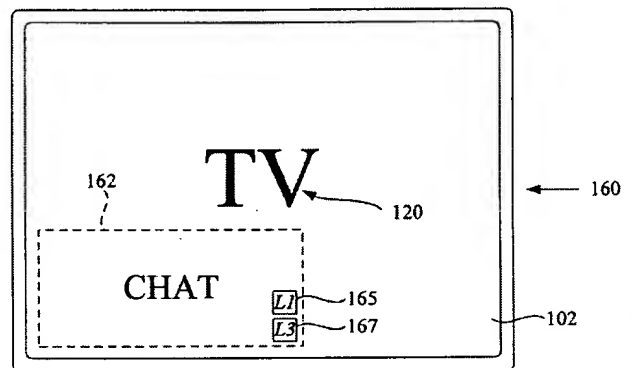


FIG. 5

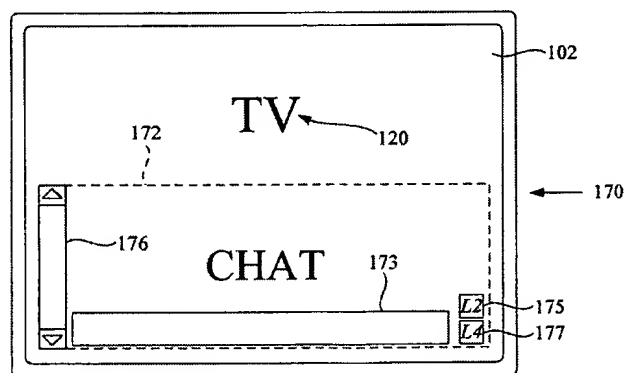


FIG. 6

Figure 4 depicts one embodiment of a first display mode, in which a video signal (“TV”) is being displayed in a first frame with a particular size and position, and chat communications are displayed in a second frame (152) with a particular size and position. (Specification at 11:23-12:2). Significantly, in the second frame there is a link 155 labeled “L2.” When the link L2 is selected, the display uses a second display mode, an embodiment of which is shown in Figure 5. In the second display mode shown in Figure 5, the second frame displaying the chat communications (162) has at least a different (larger) frame size than with the first display mode, and the video signal (“TV”) continues to be displayed in the first frame. (Specification at 12:3-12).

In the second frame of the second display mode, there is a link 167 labeled “L3.” If the link L3 is selected, the display uses yet a third display mode, an embodiment of which is shown in Figure 6. In the third display mode shown in Figure 6, the second frame displaying the chat communications (172) has at least a different frame size than the frame size used for the first display mode and the frame size used for the second display mode. The video signal (“TV”) continues to be displayed in the first frame. (Specification at 12:13-13:5).

The invention recited in independent claim 46 will be summarized with respect to the embodiment shown in Figures 6 and 7, reproduced below:

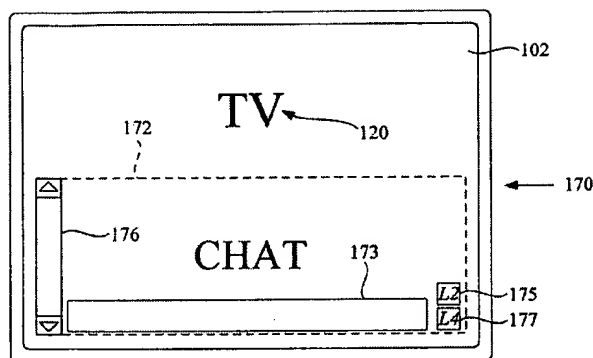


FIG. 6

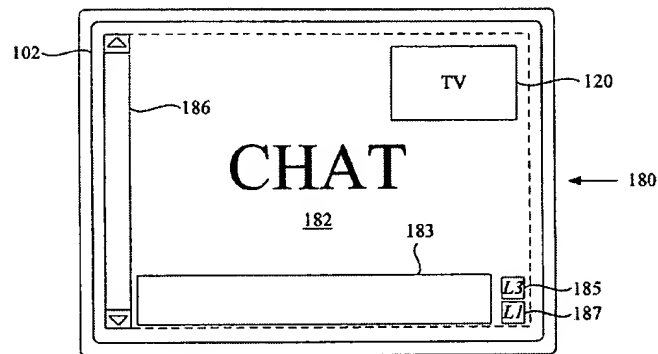


FIG. 7

Figure 6 depicts one embodiment of a first display mode, in which a video signal (TV) is being displayed in a first frame with a particular size and position, and chat communications are displayed in a second frame (172) with a particular size and position. (Specification at 12:13-13:5). Significantly, in the second frame there is a link 177 labeled “L4.” When the link L4 is selected, the display uses a second display mode, an embodiment of which is shown in Figure 7. In the second display mode shown in Figure 7, the second frame displaying the chat communications (182) has at least a different (larger) frame size than with the first display mode, and the first frame (120) displaying the video signal (“TV”) has at least a different (smaller) frame size than with the first display mode. (See Specification at 13:6-25).

Claim 20 contains means-plus-function elements governed by 35 U.S.C. § 112, paragraph 6. In accordance with 37 C.F.R. § 41.37(c)(1)(v), applicant identifies these elements and the structure described in the specification as corresponding to each claimed function:

Means-Plus-Function Element in Claim 20	Corresponding Structure in Specification
means for displaying video and chat corresponding to the video in a first display mode, such that the video content is displayed in a first frame that has a corresponding size and position on the display, and such that the chat is displayed in a second frame that has a corresponding size and position on the display.	“display screen 102 such as a cathode ray tube (CRT), flat panel display, or touch screen display” (Specification at 7:10-11; <i>see also</i> Specification at 9:11 (television set)).
means for switching to a second display mode upon receiving a selection from a first link displayed in the second frame at the display, the second display mode being different than the first display mode, such that when the first link is selected, the means for switching to a second display mode includes means for switching at least one of the size and position of the second frame, and while still displaying the chat and video signal in the first and second frames respectively; and	“A link 155 is displayed adjacent the chat dialogue, the link providing a convenient means to switch the display to a second mode in which the chat dialogue is more pronounced.” (Specification at 11:31-12:2).
means for switching to a third display mode upon receiving a selection from a second link that is displayed in the second frame when the second frame is displayed in the second display mode, the third display mode being different than the first and second display modes, such that when the second link is selected, the means for switching to a second display mode includes means for switching at least one of the size and position of the second frame, and while still displaying the chat and video signal in the first and second frames respectively.	“link 167 is provided to switch the display to a third mode.” (Specification at 12:11-12).

ISSUES TO BE REVIEWED ON APPEAL

1. Did the Examiner err in rejecting each of the pending claims under 35 U.S.C. § 103(a) as being unpatentable over Trovato et al. (U.S. Pat. No. 6,425,012) in view of Busey et al. (U.S. Patent No. 6,785,708)?

ARGUMENT

I. Introduction

All of the claims at issue require a specific type of link. In addition, claims 1 and 20 also require a particular relationship between two such links, and claim 46 requires an even more specific type of link. The Examiner has failed to identify in the prior art the link(s) required by the claims and/or a failure to provide a motivation to modify the prior art so as to have the link(s) that are required. As such, the Examiner has failed to establish a prima facie case of obviousness.

II. The Examiner Has Not Established A Prima Facie Case of Obviousness For Any Claim Because The Combination Described By The Examiner Does Not Have The Type of Link Required By All Claims

A. All Claims Require A Link Which, When Selected, Results In The Resizing and/or Repositioning of A Chat Frame

Claim 1 reads as follows:

1. In a device having a graphical user interface and a display capable of displaying video signals and chat communications in frames on the display in any of a plurality of selectable display modes, each of the display modes defining the relative positions and sizes of the display frames, a method comprising:

receiving a video signal at the device;

receiving at the device one or more chat communications corresponding to the video signal;

displaying the video signal and the one or more chat communications on the display in a first display mode, such that the video signal is displayed in a first frame that has a corresponding size and position on the display, and such that the one or more chat communications are displayed in a second frame that has a corresponding size and position on the display;

displaying in the second frame a link to a second display mode that is different than the first display mode, such that when the link to the second display mode is selected, the second frame displays the one or more chat communications with at least one of a different frame size and a different frame position than was used by the second frame in the first display mode, and while still displaying the video signal in the first frame; and

displaying a link to a third display mode within the second frame when the second frame is displayed in the second display mode, and such that when the link to the third display mode is selected, the second frame displays the one or more chat communications with at least one of a different frame size and a different frame position than was used by the second frame in both the first and second display modes, and while still displaying the video signal in the first frame.

Significantly, the fourth paragraph of the body of claim 1 requires “displaying in the second frame a link to a second display mode.” Claim 1 requires that in the second display mode, “the second frame displays the one or more chat communications with at least one of a different frame size and a different frame position than was used by the second frame in the first display mode.” In other words, there must be a link in the chat frame which, when selected, re-sizes and/or re-positions the chat frame.

Claim 20 effectively has the same requirement. Claim 20 reads as follows:

20. (Previously Presented) A device having a graphical user interface and a display capable of displaying video content and chat in a plurality of selectable display formats, each display format controlling the relative positions and sizes of the display frames for the video content and the chat, comprising:

means for displaying video and chat corresponding to the video in a first display mode, such that the video content is displayed in a first frame that has a corresponding size and position on the display, and such that the chat is displayed in a second frame that has a corresponding size and position on the display;

means for switching to a second display mode upon receiving a selection from a first link displayed in the second frame at the display, the second display mode being different than the first display mode, such that when the first link is selected, the means for switching to a second display mode includes means for switching at least one of the size and position of the second frame, and while still displaying the chat and video signal in the first and second frames respectively; and

means for switching to a third display mode upon receiving a selection from a second link that is displayed in the second frame when the second frame is displayed in the second display mode, the third display mode being different than the first and second display modes, such that when the second link is selected, the means for switching to a second display mode includes means for switching at least one of the size and position of the second frame, and while still displaying the chat and video signal in the first and second frames respectively.

The second paragraph of the body of claim 20 requires “means for switching to a second display mode upon receiving a selection from a first link displayed in the second frame at the display.” Claim 20 requires the second display mode to be “different than the first display mode” and requires “switching at least one of the size and position of the second frame.” In other words, the second (chat) frame must be re-sized or re-positioned when a link displayed in that frame is selected.

Claim 46 also requires a link which, when selected, results in the re-sizing or re-positioning of the chat frame:

46. (Previously Presented) In a device having a graphical user interface and a display capable of displaying video signals and chat communications in frames on the display in any of a plurality of selectable display modes, each of the display modes defining the relative positions and sizes of the display frames, a method comprising:

receiving a video signal at the device;

receiving at the device one or more chat communications corresponding to the video signal;

displaying the video signal and the one or more chat communications on the display in a first display mode, such that the video signal is displayed in a first frame that has a corresponding size and position on the display, and such that the one or more chat communications are displayed in a second frame that has a corresponding size and position on the display;

displaying with the video signal and chat communications a link to a second display mode that is different than the first display mode; and

displaying both of the first and second frames in a second display mode, upon the link being selected, by displaying the video signal in the first frame with at least one of a different frame size and a different frame position than was used by the first frame in the first display mode, and displaying the one or more chat communications in the second frame with at least one of a different frame size and a different frame position than was used by the second frame in the first display mode.

Claim 46 is different from claims 1 and 20 in that there need not be a link displayed *in* the chat frame. But the fifth paragraph of the body of claim 46 requires that there be a link that, *inter alia*, re-sizes or re-positions the chat frame when the link is selected.

In summary, all of the claims require a link which, when selected, results in the re-sizing or re-positioning of the chat frame.

B. Neither Trovato Nor Busey Discloses A Link That Results In The Resizing And/Or Repositioning of A Chat Frame, And The Examiner Has Not Identified Any Motivation For Displaying Such a Link In Trovato Or Modifying Busey's Link To Do As The Claims Require

The Examiner rejected all of the claims as being obvious based on Trovato in light of Busey. (Office Action mailed May 26, 2005, pp. 2-6; *see also* Advisory Action mailed July 19, 2005, p. 2).

Trovato discloses the use of a picture-in-picture display, where one frame is used to display a television broadcast and the other frame is used to display chat communications. The relevant disclosure from Trovato is as follows:

The user interface 240 may be integral with an ancillary device, such as the television 252. For example, the chat room may appear as a picture-in-picture image on the television 252, or the television broadcast may appear as a picture-in-picture image in a display of the chat room.

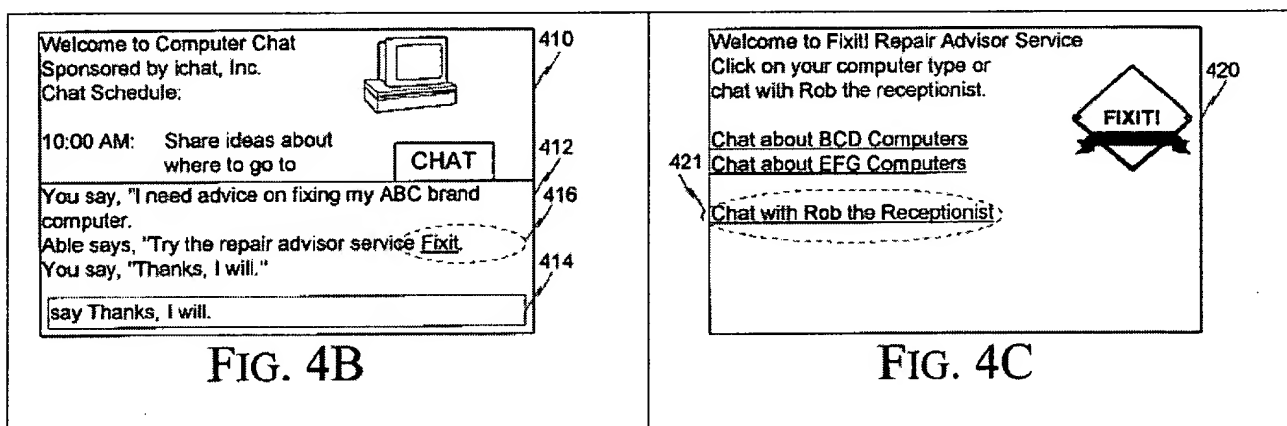
(U.S. Pat. No. 6,425,012 (Trovato), col. 6, lines 55-59).

The Examiner apparently argues that Trovato discloses a television 252 with two display modes: (1) the first display mode being “the chat room . . . as a picture-in-picture image on the television” (with the chat room being in a second frame and the television broadcast in a first frame) and (2) the second display mode being “the television broadcast . . . as a picture-in-picture image in a display of the chat room” (with the chat room being in the second frame and the television broadcast being in the first frame). However, Trovato does not disclose that television 252 is capable of *both* modes. Instead, Trovato discloses that television 252 could use one mode or it could use the other mode, but Trovato does not disclose that television 252 is capable of switching between the two modes. This is a first reason for overruling the Examiner’s rejection of the claims.

In any event, even assuming *arguendo* that Trovato does disclose a television that is capable of switching between either mode, Trovato does not disclose “***displaying . . . a link to [the] second display mode***, such that when the link to the second display mode is selected,” the required second display mode is employed. There is no disclosure at all in Trovato as to how a change from the first display mode to the second display mode would be triggered, much less any disclosure that the change is triggered by selecting a link—in the chat room (as required by claims 1 and 20) or elsewhere. This observation is fatal to the Examiner’s reasoning, because the

Examiner appears to assume that there is such a link in Trovato. (Office Action mailed May 26, 2005, p. 3; Advisory Action mailed July 19, 2005, p. 2). There are no links in Trovato, let alone links displayed in or associated with the Trovato chat room.

Busey does disclose the use of a link in a frame containing chat communications. However, the selection of that link does not lead to display of a second display mode in which the chat frame is resized or repositioned. Therefore, even if there were a motivation to use Busey's link in combination with Trovato's chat room, the limitations of the claims would not be met by such a combination. The link in Busey is illustrated in Figures 4B and 4C from that patent:



As seen in Figure 4B, Busey discloses a chat window 412. In the chat window 412 is a hyperlink 416 labeled "Fixit." The hyperlink 416 was created by one of the persons chatting (named "Able"). (U.S. Pat. No. 6,785,708 (Busey) at 7:26-36). When the hyperlink labeled "Fixit" is selected, however, the result is merely the display of a new, separate web page (420) shown in Figure 4C. (*Id.* at 7:38-40). The result is not the resizing or repositioning of the chat window 412, as the claims require.

Therefore, even if it were obvious to use Busey's link in or with Trovato's chat room, the limitations of the claims would not be met by such a combination. The selection of Busey's link

would not resize or reposition Trovato's chat room but would result in the display of a new web page in a new frame.

In summary, neither Trovato nor Busey discloses a link within or associated with a chat frame which link, when selected, results in the resizing or repositioning of that frame. The Examiner has pointed to absolutely no motivation for modifying Busey's link so that it resizes or repositions a chat room instead of opening a new web page. The Examiner has also failed to identify any motivation for displaying the required type of link in Trovato. Instead, the Examiner has only identified a motivation for modifying Trovato to display multiple links to multiple chat rooms: "in order to chat with more users." (Office Action mailed May 26, 2005, p. 4; Advisory Action mailed July 19, 2005, p. 2). The Examiner then identifies Busey as disclosing multiple links to multiple chat rooms. (Office Action mailed May 26, 2005, pp. 3-4). The problem with the Examiner's motivation, of course, is that it misses the point. Claims 1 and 20 require multiple links for resizing or repositioning a chat room, not multiple links to multiple chat rooms. Similarly, claim 46 also does not require multiple links to multiple chat rooms, but a link that resizes or repositions a chat room (and a video frame). Because the Examiner has failed to identify a motivation for combining or modifying the prior art so as to have the type of link required, the Examiner has failed to establish a prima facie case of obviousness for any of the claims.

III. The Examiner Has Not Established A Prima Facie Case of Obviousness For Claims 1 and 20 Because The Combination Described By the Examiner Does Not Have The Relationship Between The Type of Links Required By Claims 1 and 20

As can be seen from the text of the claims already set forth above, claims 1 and 20 require two links. Claims 1 and 20 also require a particular relationship between those links. The first link is displayed in the chat frame while in the first display mode, and the second link is displayed in the chat frame while in the second display mode. When the first link is selected, the

chat frame changes size or position, and the second link is displayed. When the second link is selected, the chat frame changes to yet another size or position. Thus, the claim requires a relationship between the two links: the second link must be displayed when the first link is selected.

As already discussed, neither Trovato nor Busey discloses a link in a chat frame which changes the size or position of that chat frame. *A fortiori*, neither Trovato nor Busey discloses two such links, where the second is displayed when the first is selected. Nor has the Examiner provided any motivation to add such links with the required relationship to Trovato or to modify Busey's links so as to be such links. The Examiner has only identified a motivation for modifying Trovato to display multiple links to multiple chat rooms: "in order to chat with more users." (Office Action mailed May 26, 2005, p. 4; Advisory Action mailed July 19, 2005, p. 2). As already discussed, this is not a motivation to display links which change the size or position of a chat room. Nor is it a motivation to display a second link when the first link is selected, which is the relationship between links required by claims 1 and 20. It is at most a motivation to display multiple links which lead to more chat rooms. Because the Examiner has failed to identify a motivation for modifying the prior art so as to have two links of the type and with the relationship required by claims 1 and 20, the Examiner has failed to establish a prima facie case of obviousness for those claims and the claims which depend from them.

IV. The Examiner Has Not Established A Prima Facie Case of Obviousness For Claim 46 Because The Combination Described By the Examiner Does Not Have A Link of the Type Required By Claim 46

As can be seen from the text of the claims already set forth above, claim 46 requires a link which, when selected, changes the size or position of both the chat frame and the video frame.

As already discussed, neither Trovato nor Busey discloses a link which changes the size or position of that chat frame. Trovato and Busey also fail to disclose a link which changes the size or position of a video frame. *A fortiori*, neither reference discloses a link which changes the size or position of both.

Nor has the Examiner provided any motivation for modifying Trovato to include such a link or for modifying Busey's links so as to meet the requirements of the link of claim 46. The Examiner has only identified a motivation for modifying Trovato to display multiple links to multiple chat rooms: "in order to chat with more users." (Office Action mailed May 26, 2005, p. 4; Advisory Action mailed July 19, 2005, p. 2). As already discussed, this is not a motivation to display a link which changes the size or position of the chat room. In addition, it is not a motivation to display a link which changes the size or position of the video frame. At most, it is a motivation to display multiple links which lead to more chat rooms. Because the Examiner has failed to identify a motivation for modifying the prior art so as to have a link that changes the size or position of both the chat room and the video frame, the Examiner has failed to establish a *prima facie* case of obviousness for claim 46 and the claims which depend from it.

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CONCLUSION

For the foregoing reasons, Appellant respectfully requests the Board to overturn the Examiner's rejections of the appealed claims 1, 2, 3, 5, 6, 8-10, 20, 21, 35, 36, 38, 42, 45, and 46.

Dated this 11th day of October 2005.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "David R. Todd". The signature is written in a cursive, flowing style.

RICK D. NYDEGGER

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CLAIMS APPENDIX

1. (Previously Presented) In a device having a graphical user interface and a display capable of displaying video signals and chat communications in frames on the display in any of a plurality of selectable display modes, each of the display modes defining the relative positions and sizes of the display frames, a method comprising:

receiving a video signal at the device;

receiving at the device one or more chat communications corresponding to the video signal;

displaying the video signal and the one or more chat communications on the display in a first display mode, such that the video signal is displayed in a first frame that has a corresponding size and position on the display, and such that the one or more chat communications are displayed in a second frame that has a corresponding size and position on the display;

displaying in the second frame a link to a second display mode that is different than the first display mode, such that when the link to the second display mode is selected, the second frame displays the one or more chat communications with at least one of a different frame size and a different frame position than was used by the second frame in the first display mode, and while still displaying the video signal in the first frame; and

displaying a link to a third display mode within the second frame when the second frame is displayed in the second display mode, and such that when the link to the third display mode is selected, the second frame displays the one or more chat communications with at least one of a different frame size and a different frame position than was used by the second frame in both the first and second display modes, and while still displaying the video signal in the first frame.

2. (Previously Presented) The method of claim 1, wherein the video signal comprises a television show.

3. (Previously Presented) The method of claim 1, wherein the one or more chat communications comprise text.

4. (Cancelled)

5. (Previously Presented) The method of claim 1, wherein the one or more chat communications overlay a portion of the video signal.

6. (Original) The method of claim 1, further comprising:
changing the video signal to receive a different channel, and in response to the different channel sending a request to a server for different chat communication corresponding to the different channel.

7. (Cancelled)

8. (Previously Presented) The method of claim 1, further comprising displaying an area on the display for sending information relating to the video signal or the one or more chat communications.

9. (Previously Presented) The method of claim 1, further comprising displaying an area on the display for scrolling through the one or more chat communications.

10. (Previously Presented) The method of claim 1, further comprising:
selecting the link to the second display mode, wherein the link identifies a television markup language document that represents the second display mode, and
rendering the document to display the video signal and one or more chat communications in accordance with the second display mode.

11-19. (Cancelled)

20. (Previously Presented) A device having a graphical user interface and a display capable of displaying video content and chat in a plurality of selectable display formats, each display format controlling the relative positions and sizes of the display frames for the video content and the chat, comprising:

means for displaying video and chat corresponding to the video in a first display mode, such that the video content is displayed in a first frame that has a corresponding size and position on the display, and such that the chat is displayed in a second frame that has a corresponding size and position on the display;

means for switching to a second display mode upon receiving a selection from a first link displayed in the second frame at the display, the second display mode being different than the first display mode, such that when the first link is selected, the means for switching to a second display mode includes means for switching at least one of the size and position of the second frame, and while still displaying the chat and video signal in the first and second frames respectively; and

means for switching to a third display mode upon receiving a selection from a second link that is displayed in the second frame when the second frame is displayed in the second display mode, the third display mode being different than the first and second display modes, such that when the second link is selected, the means for switching to a second display mode includes means for switching at least one of the size and position of the second frame, and while still displaying the chat and video signal in the first and second frames respectively.

21. (Previously Presented) The device of claim 20, wherein the means for switching to the second display mode includes actuating a hypertext link displayed in the first display mode.

22-34. (Cancelled)

35. (Previously Presented) A method as recited in claim 1, wherein selection of another link also causes the first frame to display the video signal with at least one of a different first frame size and a different first frame position.

36. (Previously Presented) A method as recited in claim 1, wherein the link to the second display mode comprises a selectable object displayed within the second frame.

37. (Cancelled).

38. (Previously Presented) A method as recited in claim 1, further comprising:
displaying with the video signal and the one or more chat communications at least one additional link corresponding to at least one additional display mode that is different than the first and second display modes and that when selected causes at least one of the size and position of at least one of the first and second frames to change, and while still displaying the video signal and the chat communications.

39-41. (Cancelled).

42. (Previously Presented) A device as recited in claim 20, wherein the means for switching to a second display mode includes means for switching at least one of the size and position of the second frame, while still displaying the video signal in the first frame with at least one of the first frame size and the first frame position.

43-44. (Cancelled).

45. (Previously Presented) A device as recited in claim 20, wherein the means for switching to a second display mode includes means for switching at least one of the size and position for both the first frame and the second frame, while still displaying the video signal and the chat communications.

46. (Previously Presented) In a device having a graphical user interface and a display capable of displaying video signals and chat communications in frames on the display in any of a plurality of selectable display modes, each of the display modes defining the relative positions and sizes of the display frames, a method comprising:

receiving a video signal at the device;

receiving at the device one or more chat communications corresponding to the video signal;

displaying the video signal and the one or more chat communications on the display in a first display mode, such that the video signal is displayed in a first frame that has a corresponding size and position on the display, and such that the one or more chat communications are displayed in a second frame that has a corresponding size and position on the display;

displaying with the video signal and chat communications a link to a second display mode that is different than the first display mode; and

displaying both of the first and second frames in a second display mode, upon the link being selected, by displaying the video signal in the first frame with at least one of a different frame size and a different frame position than was used by the first frame in the first display mode, and displaying the one or more chat communications in the second frame with at least one of a different frame size and a different frame position than was used by the second frame in the first display mode.

47. (Cancelled).

EVIDENCE APPENDIX

Not applicable.

RELATED PROCEEDINGS APPENDIX

Not applicable.

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